

FILED

APR 27 2010

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

UNITED STATES OF AMERICA,)	No. CR-4-10-70345 MAG
Plaintiff,)	
v.)	DETENTION ORDER
DALE P. ZUCKER,)	
Defendant.)	

I. DETENTION ORDER

Defendant Dale P. Zucker is charged in a one-count indictment with violation of 18 U.S.C. § 1346 (failure to appear in court for trial) for failure to appear for trial scheduled to begin on January 26, 2010 in the Northern District of Ohio, Case Number 1:09CR366, in which Mr. Zucker was charged by a separate indictment with violations of 18 U.S.C. § 1341 (mail fraud). Defendant appeared before this Court on April 27, 2010, pursuant to Fed. R. Crim. P. 5(c)(3). Defendant knowingly and voluntarily admitted his identity, and requested immediate removal to the charging district. Defendant waived his right to present evidence on the question of whether he should be detained or released for his removal to the Northern District of Ohio, but reserved his right to raise relevant information at a later hearing should circumstances change.

DETENTION ORDER

Case 4:10-70345-MAG

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cc: Copy to parties via ECF, Pretrial Services, 2 Certified Copies to US Marshal

1 After considering the limited information available to the Court, and the factors set forth
2 in 18 U.S.C. § 3142(g), the Court detains Mr. Zucker because the preponderance of the available
3 evidence indicates that Mr. Zucker poses a serious risk of flight and no condition or combination
4 of conditions in 18 U.S.C. § 3142(c) will reasonably assure his appearance in this case. See 18
5 U.S.C. §§ 3142(e) and (f); *United States v. Motamedi*, 767 F.2d 1403, 1406 (9th Cir. 1985). This
6 order is based on the nature of the charge.

7 II. CONCLUSION

8 The Court detains Mr. Zucker as a serious flight risk. He shall remain committed to the
9 custody of the Attorney General during removal to the Northern District of Ohio.

10 IT IS SO ORDERED.

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13 DATED: April 27, 2010



DONNA M. RYU
United States Magistrate Judge